

# OFFICIAL

FROM KENNEDY, COVINGTON, LOBDELL &amp; HICKMAN

(WED) 5.19.04 10:18/ST. 10:17/NO. 4800000935 P 1

*Kennedy Covington*  
ATTORNEYS AT LAW

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## FACSIMILE TRANSMISSION SHEET

PLEASE DELIVER THE FOLLOWING PAGES TO:

NAME: Examiner Mark S. Graham  
Art Unit 3711

FAX NUMBER: 703-872-9302

COMPANY: U.S. Patent and Trademark Office

TELEPHONE:

FILE NUMBER: 0019441.00034

FROM: Dalbert U. Shefte

TOTAL PAGES (INCLUDING COVER): 14

DIRECT DIAL: 704/331-5790

DIRECT FAX: 704/353-3690

## COMMENTS OR SPECIAL INSTRUCTIONS

IF YOU DO NOT RECEIVE THE TOTAL NUMBER OF PAGES INDICATED ON THIS TRANSMISSION SHEET, PLEASE CALL US AT (704) 350-4428.

RE: U.S. Patent Application of Yoshihiko Shioda Serial No. 09/748,046, filed December 22, 2000 for  
GOLF PRACTICE SYSTEMAttached hereto is a Request to Withdraw Notice of Abandonment in the above-referenced  
application.

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KENNEDY COVINGTON LOBDELL & HICKMAN, L.L.P.  
CHARLOTTE RALEIGH RESEARCH TRIANGLE PARK ROCK HILLwww.kennedycovington.com  
telephone 704.331.7400HEARST TOWER, 47th FLOOR  
214 NORTH TRYON STREET  
CHARLOTTE, NORTH CAROLINA 28202

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re U.S. Patent Application of:

Serial No.: 09/748,046 )  
Yoshihiko Shioda )  
Filed: December 22, 2000 )  
Group Art Unit: 3711 )  
Examiner: Mark S. Graham )  
For: GOLF PRACTICE SYSTEM )

Docket No. 0019441.00034 )  
Customer No. 21878 )

Charlotte, North Carolina May 19, 2004

## MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

REQUEST TO WITHDRAW NOTICE OF ABANDONMENT

This is in response to the Notice of Abandonment mailed May 7, 2004. The Notice of Abandonment stated that no reply had been received to an Office letter mailed on September 18, 2003.

The Office letter of September 18, 2003 was in the form of a Notice of Non-Compliant Amendment, which stated that the previous Amendment was Non-Compliant because it did not include a complete listing of all of the claims and the listing did not include the text of all claims, including withdrawn claims.

However, a Supplemental Amendment responding to the Notice of Non-Compliant Amendment was in fact filed by facsimile on October 9, 2003. Attached is a copy of the Facsimile Transmission Sheet, the Transaction Report reporting that the transmission was completed, and the Supplemental Amendment.


0280186.01  
LIB:

It is respectfully submitted that the attachment verifies that a reply to the Office letter of September 18, 2003 was in fact filed in the U.S. Patent and Trademark Office. Apparently, this fax was misdirected by the Patent Office and never reached the file of the present application.

Therefore, it is respectfully requested that the Notice of Abandonment be rescinded and that the present application be acted upon in response to the Supplemental Amendment filed October 9, 2003.

Please acknowledge receipt.

Respectfully submitted,



Dalbert U. Shefte

U.S. Reg. No. 18,174

Kennedy Covington Lobdell & Hickman, L.L.P.

Hearst Tower, 47<sup>th</sup> Floor

214 North Tryon Street

Charlotte, NC 28202

(Phone: 704-331-5790)

(Fax: 704-353-3690)

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR § 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 703-872-9302, on the date indicated below.

5/19/04  
DATE

  
DALBERT U. SHEFTE

18/09/03 17:57:18

USPTO-&gt; Kennedy Covington RightFAX

Page 881

TO:Auto-reply fax to 7043317598 COMPANY:

## Auto-Reply Facsimile Transmission



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TO:

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Fax Information

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10 (including cover page)

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Cover  
Page  
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OCT. -09' 03 (THU) 17:43	ECLH	TEL: 7043317598	P. 001
<i>Kennedy Covington</i> ATTORNEYS AT LAW			
FACSIMILE TRANSMISSION SHEET		October 9, 2003	
PLEASE DELIVER THE FOLLOWING PAGES TO:			
NAME:	Examiner Mark S. Graham	COMPANY:	U.S. Patent and Trademark Office
	Art Unit 3711	TELEPHONE:	
FAX NUMBER:	703-872-9302		
FILE NUMBER:	D19441.004	TOTAL PAGES (INCLUDING COVER):	9
FROM:	Daibert U. Shefte	DIRECT DIAL:	704/331-3790
COMMENTS OR SPECIAL INSTRUCTIONS			
IF YOU DO NOT RECEIVE THE TOTAL NUMBER OF PAGES INDICATED ON THIS TRANSMISSION SHEET, PLEASE CALL US AT (704) 331-3790.			
RE: U.S. Patent Application of Yoshihiko Shioda Serial No. 09/748,044, Filed December 22, 2000 for GOLF PRACTICE SYSTEM			
Attached hereto is a Supplemental Amendment in the above-referenced application.			
<small>THIS COMMUNICATION MAY CONTAIN CONFIDENTIAL OR LEGALLY PRIVILEGED INFORMATION AND IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE REQUESTED NOT TO REPRODUCE, DISSEMINATE, OR IN ANY MANNER USE THE INFORMATION OR ANY INFORMATION CONTAINED HEREIN. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY OR DISSEMINATE BY TELEPHONE, COLLECT AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS REPLY VIA THE FASTEST SERVICE. WE WILL BE GLAD TO REIMBURSE YOU FOR POSTAGE. THANK YOU.</small>			
<small>KENNEDY COVINGTON LOBDELL &amp; HICKMAN, L.L.P. 60415775 MILLER RD/5000 Parkway Rd. Suite 2000 Charlotte, NC 28215</small>		<small>www.kennedy-covington.com Telephone 704.331.3400 Facsimile 704.331.3190</small>	
<small>REARBY TOWER, 2716 PLAZA 210 NORTH TRYON STREET CHARLOTTE, NORTH CAROLINA 28202</small>			
Received from <7043317598> at (10/09) 5:42:19 PM [Eastern Daylight Time]			

FROM KENNEDY, COVINGTON,  
OCT. -09' 03 (THU) 17:46

LOBDELL & HICKMAN  
KC

(WED) 5. 19' 04 10:20/ST. 10:17/NO. 4800000935 P 6  
: 7043317598 P. 001

TRANSACTION REPORT

Transmission  
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ATTORNEYS AT LAW

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October 9, 2003

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FAX NUMBER:	703-872-9302	TELEPHONE:	
FILE NUMBER:	019441.034	TOTAL PAGES (INCLUDING COVER):	9
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RE: U.S. Patent Application of Yoshihiko Shioda Serial No. 09/748,046, filed December 22, 2000 for  
GOLF PRACTICE SYSTEM

Attached hereto is a Supplemental Amendment in the above-referenced application.

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In re U.S. Patent Application of:

Serial No.: 09/748,046 )  
Yoshihiko Shioda )  
Filed: December 22, 2000 )  
Group Art Unit: 3711 )  
Examiner: Mark S. Graham )  
For: GOLF PRACTICE SYSTEM )  
  
Docket No. 019441.034 )  
Customer No. 21878 )

Charlotte, North Carolina October 9, 2003

## MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents  
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Alexandria, VA 22313-1450

SUPPLEMENTAL AMENDMENT

In response to the Notice of Non-Complaint Amendment (37 CFR 1.121) of September 18, 2003, Applicant submits the following listing of the status of all claims and the text of all claims that have not been cancelled, as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

CERTIFICATE OF TRANSMISSION UNDER 37 CFR § 1.8

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